

# **EXHIBIT 1**

Bill Date	Desc	Dur/Qty	Staff	
	<b>HELEN G. ULLRICH HOURS</b>			
2/4/2010	trial prep: review summary judgment brief & decision; review deposition exhibits	2.60	HGU	
2/11/2010	review & edit brief opposing def. motion in limine	0.60	HGU	
2/15/2010	meeting with Cathy & Anthony Zeno - trial prep	2.50	HGU	
2/19/2010	trial prep - review Kaumeyer transcript	0.60	HGU	
2/25/2010	review Kaumeyer deposition	2.60	HGU	
2/26/2010	client meeting - review testimony	4.00	HGU	
3/2/2010	review all plaintiffs exhibits	2.80	HGU	
3/2/2010	calls to Maxey & Vetrano	0.20	HGU	
3/3/2010	phone conference - Marilyn Vetrano	0.30	HGU	
3/3/2010	phone conference - Eloise Maxey	0.30	HGU	
3/3/2010	prepare letter & subpoena for Vetrano & Maxey	0.20	HGU	
3/3/2010	review defendant's exhibits	3.10	HGU	
3/3/2010	review Howe direct exam	0.80	HGU	
3/3/2010	review Stoorvogel deposition	1.20	HGU	

3/3/2010	designate Kaumeyer exhibits	0.60	HGU	
3/4/2010	draft Vetrano direct exam	0.50	HGU	
3/4/2010	review opp. counsel letter on vetrano and maxie; review draft response; edit response; review relevant discovery	0.60	HGU	
3/5/2010	strategy meeting with SB & EB	0.70	HGU	
3/5/2010	conference call with court	0.40	HGU	
3/5/2010	finalize Vetrano & maxey direct exams	0.90	HGU	
3/7/2010	trial prep: write opening statement, draft Kaumeyer and Stoorvogel direct/cross examinations, brainstorming with SB and EBB	6.00	HGU	
3/8/2010	trial (8.0) morning prep (1.0) and travel (2.25 x .5 = 1.13)	10.13	HGU	
3/9/2010	trial (8.0) morning prep (1.0) and travel (2.25 x .5 = 1.13)	10.13	HGU	
3/10/2010	trial (8.0) morning prep (1.0), travel (2.25 x .5 = 1.13) and write closing (3.5)	13.63	HGU	
3/11/2010	trial (8.0) morning prep (1.0), travel (2.25 x .5 = 1.13) and write closing (3.5)	13.63	HGU	
3/12/2010	trial (4.0) and travel (1.0 x .5 = .5)	4.50	HGU	
	<b>TOTAL FOR ULLRICH: 83.52 hours x \$375.00 = \$31,320</b>			
	<b>STEPHEN BERGSTEIN HOURS</b>			

11/17/2006	Intake meeting with Zenos	2.00	SB	
11/20/2006	review intake materials	3.00	SB	
12/4/2006	research deliberate indifference, procedural issues	2.75	SB	
1/5/2007	additional research - deliberate indifference	2.00	SB	
12/20/2006	Draft retainer	0.50	SB	
3/18/2007	Draft complaint	4.00	SB	
5/1/2007	Revise complaint	0.67	SB	
5/14/2007	Meet w/client re complaint	1.25	SB	
5/17/2007	Revise complaint	1.25	SB	
10/18/2007	draft discovery demands	1.25	SB	
10/23/2007	review discovery demands	1.00	SB	
10/23/2007	scheduling order matters	0.50	SB	
10/25/2007	pretrial conf (.40) and travel (2.0 x .5 = 1.0) with Judge Fox	1.40	SB	
11/29/2007	telephone conf with court and review our discovery responses	0.50	SB	
2/7/2008	letter to karas re discovery deadline	0.25	SB	
4/22/2008	tele conf with court and counsel	0.25	SB	

4/24/2008	review file to identify deposition witnesses	1.00	SB	
5/9/2008	tc with client re discovery issues and deadlines	0.25	SB	
6/3/2008	coordinate depositions with John Moore	0.25	SB	
6/6/2008	prepare plaintiffs for depo/ depo prep	2.00	SB	
6/10/2008	plaintiff depo	6.50	SB	
6/16/2008	plaintiff depo	6.50	SB	
6/17/2008	review file and conf with EBB re zeno depositions	1.00	SB	
6/26/2008	review file for upcoming depositions	2.50	SB	
7/14/2008	review file, prepare for depositions	5.00	SB	
7/15/2008	howe depo and morning prep	5.00	SB	
7/17/2008	defend depositions - Henry and Jenise Zeno	5.00	SB	
7/30/2008	prepare for stoorvogel depo	2.00	SB	
7/31/2008	prepare for stoorvogel depo	1.75	SB	
8/1/2008	depo of stoorvogel and morning prep	4.00	SB	
8/12/2008	prep for Kaumeyer depo	2.50	SB	
8/14/2008	prepare for kaumayer depo	1.25	SB	

8/15/2008	kaumeyer depo and morning prep	3.00	SB	
1/29/2009	tc in zeno with Court	0.15	SB	
2/2/2009	tc with client re status of case	0.25	SB	
2/9/2009	respond to def's summary judgment letter	3.00	SB	
2/10/2009	motion for summary judgment	2.25	SB	
2/11/2009	motion for summary judgment	4.00	SB	
2/12/2009	motion for summary judgment	7.50	SB	
2/13/2009	motion for summary judgment	7.00	SB	
3/5/2009	motion for summary judgment	6.40	SB	
3/6/2009	summary judgment brief	6.00	SB	
3/12/2009	summary judgment motion	5.40	SB	
3/13/2009	revise brief and draft/edit rule 56.1 statement	2.50	SB	
5/26/2009	tc with CZ re motion for summary judgment	0.50	SB	
6/10/2009	tc with cz re settlement	0.25	SB	
6/15/2009	pre-trial conference (.40) and travel 3.0 x .5 = (1.5)	1.90	SB	
9/28/2009	tc with court re trial date	0.40	SB	

10/19/2009	tc with zeno and moore re discovery and settlement	0.40	SB	
11/16/2009	meeting with clients re: releases and settlement	1.00	SB	
1/29/2010	draft jury instructions	4.25	SB	
2/2/2010	edit jury instructions and draft witness list	0.75	SB	
2/2/2010	draft AZ direct exam	3.40	SB	
2/3/2010	revise AZ direct	2.50	SB	
2/4/2010	revise AZ direct	2.00	SB	
2/5/2010	Draft exhibit list, revise jury instr, tc with moore and zeno, draft AZ direct	3.25	SB	
2/6/2010	draft AZ direct exam	4.20	SB	
2/7/2010	draft CZ direct exam	3.75	SB	
2/9/2010	tc with Judge Davison and Moore re trial matters	0.40	SB	
2/9/2010	motion in limine opp.	5.00	SB	
2/10/2010	motion in limine opposition	5.00	SB	
2/11/2010	motion in limine opp.	1.50	SB	
2/12/2010	revise direct exams - Anthony and Cathleen Zeno	3.75	SB	
2/15/2010	meet with zenos re trial issues, review direct exams	2.75	SB	

2/16/2010	work on anthony zeno re-direct and direct	3.00	SB	
2/16/2010	draft howe cross	3.00	SB	
2/18/2010	howe cross prep and AZ redirect plans	3.00	SB	
2/19/2010	howe cross prep	3.25	SB	
2/19/2010	map out az redirect using def's Rule 56.1 reply	2.00	SB	
2/20/2010	howe cross exam	5.00	SB	
2/21/2010	stoorvogel cross exam	3.00	SB	
2/22/2010	conferences with EBB throughout day on trial prep, documents, witnesses, tc with CZ re prep	1.50	SB	
2/23/2010	meeting with eb and hgu re trial prep	1.50	SB	
2/24/2010	howe cross exam	4.00	SB	
2/24/2010	cathleen zeno direct	2.00	SB	
2/25/2010	teleph conference with court and John Moore on in limine motion, et al	1.00	SB	
2/28/2010	review AZ direct with plaintiff	4.00	SB	
2/28/2010	review and revise CZ direct	1.00	SB	
2/28/2010	review AZ direct and motion in limine ruling	1.10	SB	



3/1/2010	prep CZ for direct	3.25	SB	
3/1/2010	review def's trial exhibits	1.25	SB	
3/2/2010	revise howe examination	1.00	SB	
3/2/2010	zeno trial prep, howe direct, conference with HGU re trial issues and themes	5.00	SB	
3/3/2010	trial prep	6.50	SB	
3/4/2010	letter to judge re amended witness list	2.50	SB	
3/4/2010	trial prep	6.00	SB	
3/5/2010	trial prep, tc with Judge Davison re witness dispute, prep AZ and CZ	7.50	SB	
3/7/2010	revise Howe cross, conf with HGU re Stoorvogel and Kaumeyer, plan opening	6.00	SB	
3/8/2010	trial (8.0) travel (2.25 x .5 = 1.13) morning prep (1.0) prep for next day (1.0)	11.13	SB	0.00
3/9/2010	trial (8.0) travel (2.25 x .5 = 1.13) morning prep (1.0) prep for next day (1.0)	11.13	SB	
3/10/2010	trial (8.0) travel (2.25 x .5 = 1.13) morning prep (1.0) closing draft (3.5)	13.63	SB	
3/11/2010	trial (8.0) travel (2.25 x .5 = 1.13)	9.13	SB	
3/12/2010	trial (4.0) travel (2.25 x .5 = 1.13)	5.13	SB	
3/13/2010	review hours for fee application (.75) and draft SB affirmation (1.0)	1.75	SB	

3/14/2010	revise SB fee affirmation (2.0) and draft fees brief (1.75)	1.75	SB	
3/15/2010	finalize SB and HGU affirmations, memo of law on atty fees	3.80	SB	
	<b>TOTAL FOR BERGSTEIN: 298.27 hours x \$375.00 = \$111,851.25</b>			